

RECEIVED

SEP 20 2000

SEP 05 2000

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN

I hereby declare that I am an official empowered to act on behalf of Heska Corporation, a small business concern with a principal place of business at 1613 Prospect Parkway, Ft. Collins, Colorado 80525.

I hereby declare that Heska Corporation qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the patents and patent applications listed on attached Appendix A.

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(c) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_  
☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in the patents and patent applications listed on Appendix A, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

HESKA CORPORATION

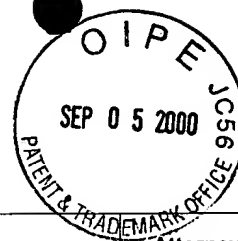
Signed: Carol Talkington Verser

Name: Carol Talkington Verser, Ph.D.

Title: Vice President, Intellectual Property  
and Business Development

Date: 23 August 2000

# APPENDIX A



Serial No.	Filing Date	Patent No.	Issue Date	Title	Attorney File No.
08/319590	10/07/1994	5646115	07/08/1997	Ectoparasite Saliva Proteins and Apparatus to Collect Such Proteins	2618-17
08/711905	09/12/1996	5927230	07/27/1999	Ectoparasite Saliva Proteins and Apparatus to Collect Such Proteins	2618-17-1
09/360214	07/23/1999			Novel Ectoparasite Saliva Proteins and Apparatus to Collect Such Proteins	2618-17-1-1
08/487001	06/07/1995	5795862	08/18/1998	Ectoparasite Saliva Proteins and Apparatus to Collect Such Proteins	2618-17-C2
08/487608	06/07/1995			Novel Ectoparasite Saliva Proteins and Apparatus to Collect Such Proteins	2618-17-C2-1
08/809423	05/01/1997			Novel Ectoparasite Saliva Proteins and Apparatus To Collect Such Proteins	2618-17-C2-PUS
08/630822	04/10/1996	5840695	11/24/1998	Ectoparasite Saliva Proteins and Apparatus To Collect Such Proteins	2618-17-C3
09/005069	01/08/1998	5932470	08/03/1999	Ectoparasite Saliva Proteins and Apparatus to Collect Such Proteins	2618-17-C3-1
09/365627	08/02/1999			Novel Ectoparasite Saliva Proteins and Apparatus to Collect Such Proteins	2618-17-C3-1-1
09/171156	03/04/1999			Novel Ectoparasite Saliva Proteins and Apparatus to Collect Such Proteins	2618-17-C4-PUS
08/981799	08/27/1998			Novel Ectoparasite Saliva Proteins and Apparatus To Collect Such Proteins	2618-17-C5-PUS
09/004730	01/08/1998			Novel Ectoparasite Saliva Proteins and Apparatus to Collect Such Proteins	2618-17-C5-PUS-1
08/208885	03/08/1994	5569603	10/29/1996	Dirofilaria Immitis Gp29 Proteins, Nucleic Acid Molecules and Uses Thereof	2618-20
08/462177	06/05/1995	5618532	04/08/1997	Dirofilaria Immitis Gp29 Proteins and Uses Thereof	2618-20-1
08/833622	04/08/1997	5866126	02/02/1999	Dirofilaria Immitis GP29 Antibodies and Uses Thereof	2618-20-2
09/003574	01/06/1998			Novel Parasite Astacin Metalloendopeptidase Proteins	2618-21-1-C1

# APPENDIX A, cont.

Serial No.	Filing Date	Patent No.	Issue Date	Title	Attorney File No.
08/463262	06/05/1995	5691186	11/25/1997	Filarid Cysteine Protease Genes	2618-21-2
08/463989	06/05/1995	5750391	05/12/1998	Filarid Nematode Cysteine Protease Proteins	2618-21-3
09/003570	01/06/1998			Novel Parasite Astacin Metalloendopeptidase Genes	2618-21-4-C1
08/326773	10/18/1994	5766609	06/16/1998	Use of Protease Inhibitors and Protease Vaccines to Protect Animals From Flea Infestation	2618-25
08/484211	06/07/1995	5972645	10/26/1999	Flea Serine Protease Nucleic Acid Molecules, and Uses Thereof	2618-25-C1
08/482130	06/07/1995	5962257	10/05/1999	Flea Aminopeptidase Nucleic Acid Molecules	2618-25-C1-1
08/485443	06/07/1995			Flea Protease Proteins, Nucleic Acid Molecules, and Uses Thereof	2618-25-C1-2
08/485455	06/07/1995	5712143	01/27/1998	Flea Protease Proteins, Nucleic Acid Molecules, and Uses Thereof	2618-25-C1-3
08/817795	08/01/1997			Use of Protease Inhibitors and Protease Vaccines to Protect Animals From Flea Infestation, and Flea Protease Proteins, Nucleic Acid Molecules, and Uses Thereof	2618-25-C1-PUS
08/639075	04/24/1996			Flea Protease Proteins, Nucleic Acid Molecules and Uses Thereof	2618-25-C2
08/906613	08/05/1997			Flea Serine Protease Nucleic Acid Molecules and Uses Thereof	2618-25-C2-1
08/906769	08/05/1997	6077687	06/20/2000	Flea Aminopeptidase Nucleic Acid Molecules and Uses Thereof	2618-25-C2-2
08/906616	08/05/1997			Flea Aminopeptidase Proteins and Uses Thereof	2618-25-C2-3
09/012692	01/23/1998			Flea Leucine Aminopeptidase Nucleic Acid Molecules and Uses Thereof	2618-25-C2-4
09/012431	01/23/1998			Flea Leucine Aminopeptidase Proteins and Uses Thereof	2618-25-C2-5

# APPENDIX A, cont.

Serial No.	Filing Date	Patent No.	Issue Date	Title	Attorney File No.
08/749699	11/15/1996			Flea Protease Proteins Nucleic Acid Molecules and Uses Thereof	2618-25-C3
09/004731	01/08/1998			Flea Protease Proteins, Nucleic Acid Molecules and Uses Thereof	2618-25-C3-1
09/004755	01/08/1998			Flea Protease Proteins, Nucleic Acid Molecules and Uses Thereof	2618-25-C3-2
09/004729	01/08/1998			Flea Protease Proteins, Nucleic Acid Molecules and Uses Thereof	2618-25-C3-3
09/171741	04/23/1999			Flea Protease Proteins, Nucleic Acid Molecules, and Uses Thereof	2618-25-C4-PUS
08/970995	11/14/1997			Flea Protease Proteins, Nucleic Acid Molecules, and Uses Thereof	2618-25-C5
09/032215	02/27/1998			Flea Protease Proteins, Nucleic Acid Molecules, and Uses Thereof	2618-25-C6
08/450944	05/23/1995	5789194	08/04/1998	Parasitic Helminth Venom Allergen Antigen 5-Like Genes and Proteins	2618-30
09/003566	01/06/1998			Parasitic Helminth Venom Allergen Antigen 5-Like Genes and Proteins	2618-30-1
08/558735	11/16/1995	5681724	10/28/1997	Parasitic Helminth Macrophage Inhibitory Factor Nucleic Acid Molecules and Uses Thereof	2618-43
08/906480	08/05/1997			Parasitic Helminth Macrophage Migration Inhibitors Factor Proteins, Nucleic Acid Molecules, and Uses Thereof	2618-43-1
08/602262	02/15/1996	5744593	04/28/1998	Parasitic Helminth Larval Thiol Specific Antioxidant Proteins and Nucleic Acid Molecules	2618-45
09/004716	01/07/1998	6031077	02/29/2000	Parasitic Helminth Larval Thiol Specific Antioxidant Proteins, Nucleic Acid Molecules, and Uses Thereof	2618-45-1
09/477510	01/04/2000			Anti-Parasitic Helminth Larval Thiol Specific Antioxidant Antibodies	2618-45-2
08/602010	02/15/1996	5753235	05/19/1998	Recombinant Canine Herpesviruses	2618-46
08/680726	07/12/1996	5804197	09/08/1998	Recombinant Canine Herpesviruses	2618-46-C1

# APPENDIX A, cont.

Serial No.	Filing Date	Patent No.	Issue Date	Title	Attorney File No.
08/680726	07/12/1996	5804197	09/08/1998	Recombinant Canine Herpesviruses	2618-46-C1
08/690849	08/01/1996	5952194	09/14/1999	Flea Nucleic Acid Sequences and Uses Thereof	2618-49
09/004053	01/07/1998	6063902	05/16/2000	Ectoparasite Histamine Releasing Factor, Genes and Uses Thereof	2618-49-1
07/806482	12/13/1991	5356622	10/18/1994	Flea Midgut-Supernatant Vaccines	2618A-8
08/151567	11/12/1993	5418137	05/23/1995	Flea Membrane Binding Site Proteins as Screening Tools	2618A-9-1